

MINUTES OF
EUREKA CITY COUNCIL
EUREKA REDEVELOPMENT AGENCY

APRIL 3, 2007

The City Council/Redevelopment Agency of the City of Eureka met in REGULAR Session on the above date, 5:30 p.m. Closed Session, 6:30 p.m. Open Session, at the Eureka City Hall, Council Chambers, 531 "K" Street, Eureka.

PRESIDING: MAYOR BASS

PRESENT: GLASS, ENDERT, LEONARD, KERRIGAN

ABSENT: JONES

MINUTES PREPARED BY:

COUNCIL APPROVAL ACKNOWLEDGED:

Kathleen L. Franco Simmons
City Clerk

Virginia Bass
Mayor

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Public comment prior to closed session

ACTION:

No one expressed an interest in addressing the Council at this time.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

I, KATHLEEN L. FRANCO SIMMONS, City Clerk of the City of Eureka, do hereby certify the foregoing to be a true and correct copy of the original made in the above entitled matter by said City Council/Agency as the same now appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed the seal of the City of Eureka on April 4, 2007.

KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Closed session

ACTION:

Council met in closed session to discuss the following matters:

B. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of case: Forster-Gill, a California Corporation, and Scott Dunn v. City of Eureka et al., Case No. CV-070218.

Pursuant to California Government Code Section 54956.9(a)

C. CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: Susan Christie for City of Eureka

Employee organization: Eureka Police Officers Association (EPOA),

Eureka Firefighters' Local #652 (EFL), Eureka City Employees' Association (ECEA), and unrepresented management, mid-management, and confidential employees.

Pursuant to California Government Code Section 54957.6

E. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: City-owned property located at 2186 Tydd Street,

APN' s: 002-191-0202 and 002-191-013

Agency negotiator: David W. Tyson for the City of Eureka

Negotiating parties: Strombeck, Nilson, Pierson

Under negotiation: Price, terms and conditions.

Pursuant to California Government Code Section 54956.8

Upon reconvening to Open Session, it was announced that there were no final actions to report.

Agenda Item Closed Session

MINUTE ORDER, APRIL 3, 2007
ITEM: Closed Session
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STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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CITY CLERK

Originating Dept.

Agenda Item Closed Session

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Invocation

ACTION:

The invocation was given by Pastor Jason Cseh, Catalyst Church.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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CITY CLERK

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Mayor' s announcements

ACTION:

Mayor Bass introduced and welcomed incoming Police Chief Garr Nielsen.

Mayor Bass presented the following proclamations:

National Volunteer Week, April 15 – 21st

Sexual Assault Awareness Month, April, 2007

National Telecommunications Week, April 8 – 14th

Mayor Bass announced that Item 7 regarding Access Humboldt is postponed to the next meeting.

Mayor Bass provided a report on the FEMA Emergency Management Institute training in Emmitsburg, MD.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item M/A

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Board/Commission reports

ACTION:

Keep Eureka Beautiful Committee members Brenda Dennis and Barbara Maxon provided a report on street trees.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item B/C

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Public hearing - State of California 2007 CalHome Owner-Occupied
Rehabilitation Grant Program application submittal.

ACTION:

Redevelopment and Housing Director Cindy Trobitz-Thomas provided a report. The public hearing was opened at 7:02 p.m. No individuals expressed an interest in addressing the Council regarding this matter. The public hearing was closed at 7:03 p.m.

Council adopted Resolution No. 2007-12 authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the 2007 CalHome Program; the execution of a Standard Agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHome Program; and directed staff to establish a City Revolving Loan Fund for all applicable repaid loans to be utilized by the City of Eureka for future housing related programs.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember ENDERT, and the following vote:

AYES: GLASS, ENDERT, LEONARD, KERRIGAN

NOES: NONE

ABSENT: JONES

ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item 1

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Public comment period

ACTION:

No individuals expressed an interest in addressing the council at this time.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item 2

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Council meeting minutes.

ACTION:

Council approved the regular Council/Agency meeting minutes of March 20, 2007 as submitted.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember GLASS, and the following vote:

AYES: GLASS, ENDERT, LEONARD, KERRIGAN
NOES: NONE
ABSENT: JONES
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Clerk

Agenda Item 3

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Claim for damages of McNeill, Brian.

ACTION:

Council rejected the claim of McNeill, Brian.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember GLASS, and the following vote:

AYES: GLASS, ENDERT, LEONARD, KERRIGAN
NOES: NONE
ABSENT: JONES
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Attorney

Agenda Item 4

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Request for exception to the hiring freeze – Administrative Services
Assistant-ECEA.

ACTION:

Council approved the exception to the hiring freeze for an Administrative Services
Assistant – ECEA position, which is already included in the FY 06/07 budget.

Adopted on motion by Councilmember LEONARD, seconded by Councilmember GLASS,
and the following vote:

AYES: GLASS, ENDERT, LEONARD, KERRIGAN
NOES: NONE
ABSENT: JONES
ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. Personnel Director

Agenda Item 5

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: All-Way Stop at Third and "E" Street and at Third and "F" Street.

ACTION:

City Engineer Brent Siemer provided a report. The following individual addressed the council regarding this subject matter:

Richard Tollison, Eureka

Council adopted Resolution No. 2007-13 adding Section 22.1580.3 and 22.1580.4 to Resolution 5408 to allow placement of All-Way Stop signs on Third Street at "E" Street and Third Street at "F" Street.

Adopted on motion by Councilmember KERRIGAN, seconded by Councilmember ENDERT, and the following vote:

AYES: GLASS, ENDERT, LEONARD, KERRIGAN

NOES: NONE

ABSENT: JONES

ABSTAIN: NONE

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Engineer

Agenda Item 6

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Access Humboldt update and progress report regarding implementation of City's cable TV franchise with Suddenlink.

ACTION:

This item was postponed to the April 17, 2007 Council meeting.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept.

Agenda Item 7

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: City Manager/Executive Director' s reports

ACTION:

City Manager Tyson provided information regarding the following:

- Appreciation and thanks to Interim Police Chief Murl Harpham for his dedication and service
- Welcome to incoming Police Chief Garr Nielsen, Swearing-in Ceremony April 6
- Ivy removal at Sequoia Park by Americorps Watershed Stewards
- Legislative Action Days – May 16-17
- Redwood Empire Division meeting - April 27-28 at Benbow Inn
- Emergency Management training – appreciation to Kevin Hamblin who performed the duties of City Manager Pro Tem
- Appreciation to Kramer Construction, RAO Construction, Miller Farms, Ken Newell, Carol Smith Electric, and staff member Dan Moody for their work on the parking lot at Fourth and “G” Street across from the Arkley Center for Performing Arts.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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KATHLEEN L. FRANCO SIMMONS
CITY CLERK

Originating Dept. City Manager

CITY COUNCIL/REDEVELOPMENT AGENCY, CITY OF EUREKA
COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

MINUTE ORDER

Certified copy of portion of proceedings. Meeting of April 3, 2007.

SUBJECT: Adjournment

ACTION:

On motion by Councilmember ENDERT, seconded by Councilmember GLASS, and without objection, the meeting was adjourned at 7:44 p.m.

STATE OF CALIFORNIA)
County of Humboldt) ss.
City of Eureka)

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